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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT SEATTLE

11 KOKEE V. JONES, )

12 Petitioner, )

13 v. )

14 KING COUNTY ADULT AND )  
15 JUVENILE DETENTION CENTER, )

16 Respondent. )  
\_\_\_\_\_)

CASE NO. C09-1484-JLR-JPD

REPORT AND RECOMMENDATION

17 Petitioner Kokee Jones has filed a petition for writ of habeas corpus under 28 U.S.C. § 2241.  
18 Petitioner is currently confined within the King County Department of Adult and Juvenile Detention  
19 awaiting final adjudication of charges filed against him in the King County Superior Court.  
20 Petitioner appears to assert in his petition that he has been denied his constitutional right to represent  
21 himself in his pending criminal case and that he is unlikely to receive effective assistance of counsel  
22 from his court appointed attorney.

23 Generally, the federal courts will not intervene in a pending state court criminal proceeding  
24 absent extraordinary circumstances where the danger of irreparable harm is both great and  
25 immediate. *See Younger v. Harris*, 401 U.S. 37, (1971). “[O]nly in the most unusual circumstances  
26 is a defendant entitled to have federal interposition by way of injunction or habeas corpus until after

1 the jury comes in, judgment has been appealed from and the case concluded in the state courts.”  
2 *Drury v. Cox*, 457 F.2d 764, 764-65 (9<sup>th</sup> Cir. 1972)(per curiam). *See also Carden v. Montana* 626  
3 F.2d 82, 83-84 (9<sup>th</sup> Cir. 1980).

4 Petitioner does not allege in his petition any extraordinary circumstances which would justify  
5 this Court’s intervention in his ongoing criminal proceedings. The *Younger* abstention principles  
6 therefore apply and, thus, petitioner’s petition for writ of habeas corpus should be dismissed. A  
7 proposed order accompanies this Report and Recommendation.

8 DATED this 13th day of November, 2009.

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11 JAMES P. DONOHUE  
United States Magistrate Judge